IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 171 of 2003

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

==========

1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

GHANSHYAMBHAI GORDHANBHAI PATEL

Versus

SUPERINTENDENT

Appearance:

MR RAJESH K SHAH for the Petitioner.

MR DN PATEL for the Respondents.

CORAM : MR.JUSTICE KUNDAN SINGH

Date of decision: 10/02/2003

ORAL JUDGEMENT

Rule. Learned Senior Standing Counsel Mr. D.N.Patel appears and waives service of notice of Rule on behalf of the respondents. This is a petition

for a direction to the respondent authority to issue a fresh passport to the petitioner on the basis of the birth certificate issued by the competent authority showing his correct date of birth as 23.8.1962 in place of 1.5.1962.

2. Heard the learned counsel for the parties. The petitioner has moved an application for correction of the date of birth as 23.5.1962 in place of 1.5.1962 on the basis of the birth certificate issued by the competent authority. The petitioner has already made an application for this purpose to the respondent authority which is pending. In the facts and circumstances, this petition is being disposed of finally with a direction that the petitioner will move an application/representation to the respondent authority within a period of two weeks from today and the respondent authority will decide the application/representation of the petitioner in accordance with law and on the basis of the material on record within a period of four weeks therefrom. The respondent authority will be at liberty to impose appropriate costs for these proceedings. Rule made absolute accordingly with no order as to costs. Direct service permitted.

...

***darji